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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/802,686
Filing Date	March 9, 2001
First Named Inventor	Gary VAN NEST
Group Art Unit	1635
Examiner Name	R. Schnizer, Ph.D.

Total Number of Pages in This Submission

11

Attorney Docket Number **377882000900**

## ENCLOSURES (check all that apply)

☐ Fee Transmittal Form

☐ Fee Attached

☒ Amendment/Reply

☐ After Final

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/Incomplete Application

☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

☐ Assignment Papers (for an Application)

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition

☐ Petition to Convert to a Provisional Application

☐ Power of Attorney, Revocation Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) \_\_\_\_\_

☐ After Allowance Communication to Group

☐ Appeal Communication to Board of Appeals and Interferences

☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ Other Enclosure(s) (please identify below)

Return Receipt Postcard

Remarks



25225

PATENT, TRADEMARK OFFICE

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name

MORRISON & FOERSTER LLP  
Karen Zachow - 46,332

Signature

*Karen R Zachow*

Date

June 18, 2003

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#19/K.T.  
6/26  
Docket No.: 377882000900  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Gary VAN NEST

Application No.: 09/802,686

Group Art Unit: 1635

Filed: March 9, 2001

Examiner: R. Schnizer, Ph.D.

For: METHODS OF PREVENTING AND  
TREATING RESPIRATORY VIRAL  
INFECTION USING  
IMMUNOMODULATORY  
POLYNUCLEOTIDE SEQUENCES

**AMENDMENT AND RESPONSE UNDER 37 C.F.R. §1.111**

**Mail Stop Non-Fee Amendment**  
Commission for Patents  
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the non-final Office Action dated March 20, 2003 in connection with the above-identified application. A response to this action is due on or before June 20, 2003. Accordingly, this response is timely filed.

Applicant has given careful consideration to the grounds for rejection. The following amendments and remarks are believed to place this application in condition for allowance, which is respectfully requested.

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